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16 Mark Yudof

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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

COALITION TO DEFEND  
AFFIRMATIVE ACTION, INTEGRATION  
AND IMMIGRANT RIGHTS AND FIGHT  
FOR EQUALITY BY ANY MEANS  
NECESSARY, et al.,

Plaintiffs,

vs.

ARNOLD SCHWARZENEGGER, in his  
official capacity as Governor of the State of  
California, REGENTS OF THE  
UNIVERSITY OF CALIFORNIA, and  
MARK YUDOF, in his official capacity as  
President of the University of California,

Defendants.

WARD CONNERLY and AMERICAN  
CIVIL RIGHTS FOUNDATION

Intervenor-Defendants.

CASE NO. C10-00641

**STIPULATION AND [PROPOSED]  
ORDER RE DEFENDANT MARK  
YUDOF'S TIME TO RESPOND TO  
COMPLAINT**

Judge: The Honorable Samuel Conti

CASE NO. C10-00641

STIPULATION RE DEFENDANT MARK YUDOF'S TIME TO RESPOND TO COMPLAINT

1 This Court entered an Order Re: Motion to Intervene and Defendants' Motions to  
2 Dismiss on August 25, 2010. In that Order, the Court granted the motion to dismiss of  
3 Defendant The Regents of the University of California, denied the other Defendants'  
4 motions to dismiss, and ordered Defendant-Intervenors to notice and file a motion to  
5 dismiss pursuant to Rule 12(b)(6), in light of *Coalition for Economic Equity v. Wilson*,  
6 122 F.3d 692 (9th Cir. 1997). That motion is to be heard by this Court on November 15,  
7 2010.

8 Plaintiffs and Defendant Mark Yudof, who is sued here in his official capacity as  
9 President of the University of California, have agreed and hereby stipulate that, in light of  
10 the Court's Order, Defendant Yudof may have until and including the thirtieth (30th) day  
11 after this Court rules on the Defendant-Intervenors' motion to dismiss in which to answer  
12 or otherwise respond further to the Complaint in this action. Plaintiffs and Defendant  
13 Yudof agree that such extension is appropriate to conserve the time and resources of both  
14 the parties and this Court.

DATED: September 7, 2010

MUNGER, TOLLES & OLSON LLP  
BRADLEY S. PHILLIPS  
MICHELLE FRIEDLAND  
SORAYA C. KELLY

By: Bradley S Phillips / SCK  
BRADLEY S. PHILLIPS

Attorneys for Defendant  
MARK YUDOF

22 | DATED: September 7, 2010

SCHEFF, WASHINGTON & DRIVER,  
P.C.

By: George B. Washington  
GEORGE B. WASHINGTON

Attorneys for Plaintiffs

## **GENERAL ORDER 45 ATTESTATION**

I, BRADLEY S. PHILLIPS, am the ECF User whose ID and password was used to file this STIPULATION RE DEFENDANT MARK YUDOF'S TIME TO RESPOND TO COMPLAINT. In compliance with General Order 45, X.B., I hereby attest that the above counsel concurred in this filing.

DATED: September 7, 2010

By: /s/ Bradley S. Phillips

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## BRADLEY S. PHILLIPS

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MUNGER, TOLLES & OLSON LLP  
Attorneys for Defendant MARK YUDOF

## **ORDER**

2 IT IS HEREBY ORDERED that Defendant Mark Yudof, sued herein in his  
3 capacity as President of the University of California, shall have until and including the  
4 thirtieth (30th) day after this Court rules on the motion to dismiss to be filed by  
5 Defendant-Intervenors in which to answer or otherwise respond further to the Complaint  
6 in this action.

Date: September 8, 2010

*Samuel Conner*  
HONORABLE SAMUEL CONNER

HONORABLE SAMUEL CONTI  
UNITED STATES DISTRICT JUDGE